

# **EXHIBIT A**

**McIntosh, Jocelyn**

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**From:** Philbin, Phillip B. <Phillip.Philbin@haynesboone.com>  
**Sent:** Wednesday, August 12, 2015 2:08 PM  
**To:** Richard Smith  
**Subject:** Zenimax v. Oculus et al. - consent to leave to amend to add affirmative defense of mitigation

Richard,

Pursuant to our conversation, Plaintiffs consent to Palmer Luckey amending his answer to the amended complaint to add the affirmative defense of mitigation.

**haynesboone**

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